



#13

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Pierfrancesco LaMura, Moshe Tennenholtz, and Yaov Shoham

RECEIVED

APPLICATION NO.: 09/642,078

AUG 17 2004

FILING DATE: August 18, 2000

OFFICE OF PETITIONS

TITLE: Enhanced Auction Mechanisms for Enhanced Online Transactions

EXAMINER: Nicholas D. Rosen

GROUP ART UNIT: 3625

ATTY. DKT. NO.: 23050-09085

CERTIFICATE OF MAILING

I hereby certify that this correspondence, including the enclosures identified above, is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. If the Express Mail Mailing Number is filled in below, then this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service pursuant to 37 CFR 1.10.

Signature:

Laura Majerus

Typed or Printed Name:

Laura A. Majerus, Reg. No. 38,417

Dated:

August 10, 2004

Express Mail Mailing Number (optional):

EV 442675781 US

MAIL STOP PETITION
COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
Under 37 CFR §§ 1.56 and 1.97-98

SIR:

Pursuant to the provisions of 37 CFR §§ 1.56 and 1.97-98, enclosed herewith is modified form PTO/SB/08A listing references for consideration by the Examiner. Enclosed is a copy of each listed reference that may be material to the examination of this application, and for which there may be a duty to disclose.

The filing of this Supplemental Information Disclosure Statement shall not be construed as a representation regarding the completeness of the list of references, or that inclusion of a reference in this list is an admission that it is prior art or is pertinent to this application, or that a search has been made, or as an admission that the information listed is, or may be considered to be, material to patentability, or that no other material information exists, and shall not be construed as an admission against interest in any manner.

08/13/2004 BSAYAS11 00000006 09642078

01 FC:1806

180.00 OP

23050/09085/DOCS/1444596.1

This Information Disclosure Statement is being filed:

- ☐ within three months of the filing date of the application, or date of entry into the national stage of an international application, or before the mailing date of a first office action on the merits, whichever event last occurred;
- ☒ after three months of the filing date of this national application or the date of entry of the national stage in an international application, or after the mailing date of the first official action on the merits, whichever event last occurred, but before the mailing date of the first to occur of either: (1) a final action under 37 CFR §1.113; or (2) an action that otherwise closes prosecution in the application, and:

- ☒ attached hereto is the fee set forth under 37 CFR §1.17(p) for submission of this Supplemental Information Disclosure Statement under 37 CFR § 1.97(c); OR

- ☐ Applicant certifies pursuant to 37 CFR § 1.97(e) that:

- ☐ each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Statement; OR

- ☐ no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the person signing this certification after making reasonable inquiry, no item of information contained in this Statement was known to any individual designated under 37 CFR § 1.56(c) more than three months prior to the filing of this Statement;

- ☐ on or before the payment of the issue fee but after the mailing date of the first to occur of either: (1) a final action under 37 CFR § 1.113; (2) a notice of allowance under 37 CFR § 1.311; or (3) an action that otherwise closes prosecution in the application, and:

- ☐ Applicant certifies pursuant to 37 CFR. § 1.97(e) that:

- ☐ each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not

PATENT

more than three months prior to the filing of this Statement;
or

- ☐ no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the person signing this certification after making reasonable inquiry, no item of information contained in this Statement was known to any individual designated under 37 CFR § 1.56(c) more than three months prior to the filing of this Statement; AND

- ☐ attached hereto is the fee set forth under 37 CFR §1.17(p) for submission of this Information Disclosure Statement under 37 CFR. § 1.97(c).

- ☐ This application relies, under 35 U.S.C. § 120, on the earlier filing date of prior application No. APPLICATION NO., filed on DATE FILED, and the references cited therein are hereby referenced, but are not required to be provided in this application under 37 CFR § 1.98(d).
- ☐ Each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application, and the communication was not received by any individual designated in 37 CFR § 1.56(c) more than thirty days prior to the filing of this Information Disclosure Statement. 37 CFR § 1.704(d).

Consideration of the listed references and favorable action are solicited.

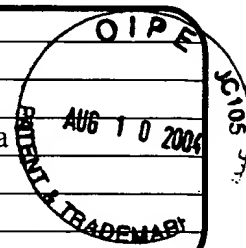
Respectfully submitted,
PIERFRANCESCO LAMURA, MOSHE
TENNENHOLTZ, AND YAOV SHOHAM

Dated: August 10, 2004

By: Laura Majerus
Laura A. Majerus, Reg. No. 33,417
Fenwick & West LLP
Silicon Valley Center
801 California Street
Mountain View, CA 94041
Tel.: (650) 335-7152
Fax.: (650) 938-5200

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT		Complete if Known	
		Application No.	09/642,078
		Filing Date	June 18, 2000
		First Named Inventor	Pierfrancesco La Mura
		Art Unit	3625
		Examiner Name	Nicholas D. Rosen
Sheet 1 of 2	Attorney Docket Number	23050-09085	



U.S. PATENT DOCUMENTS				
Examiner Initials*	Cite No. ¹	Document No. Number - Kind Code ² (if known)	Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
	A1	US-4,475,468	05-17-1988	Von Kohorn
	A2	US-5,057,915	10-15-1991	Von Kohorn
	A3	US-5,213,337	05-25-1993	Sherman
	A4	US-5,508,731	04-16-1996	Kohorn
	A5	US-5,794,207	08-11-1998	Walker et al.
	A6	US-5,794,219	08-11-1998	Brown
	A7	US-5,823,879	10-20-1998	Goldberg et al.
	A8	US-5,835,896	11-10-1998	Fisher et al.
	A9	US-5,905,975	05-18-1999	Ausubel
	A10	US-5,916,024	06-29-1999	Von Kohorn
	A11	US-5,964,660	10-12-1999	James et al.
	A12	US-5,970,469	10-19-1999	Scroggie et al.
	A13	US-6,061,660	05-09-2000	Eggleston et al.
	A14	US-6,070,874	06-06-2000	Ivers
	A15	US-6,093,100	07-25-2000	Singer et al.
	A16	US-6,146,272	11-14-2000	Walker et al.
	A17	US-6,200,216B1	03-13-2001	Peppel
	A18	US-6,224,486B1	05-01-2001	Walker et al.
	A19	US-6,267,379B1	07-31-2001	Forrest et al.
	A20	US-6,285,989B1	09-04-2001	Shoham
	A21	US-6,394,899B1	05-28-2002	Walker
	A22	US-6,449,601B1	09-10-2002	Friedland et al.
	A23	US-6,450,407B1	09-17-2002	Freeman et al.
	A24	US-6,468,159B1	10-22-2002	La Mura et al.
	A25	US-6,565,442B2	05-20-2003	La Mura et al.

Examiner Signature		Date Considered	
--------------------	--	-----------------	--

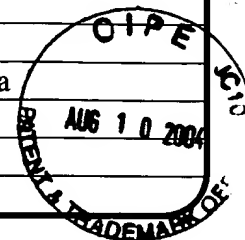
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609.

Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449A/PTO				Complete if Known	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT				Application No.	09/642,078
				Filing Date	June 18, 2000
				First Named Inventor	Pierfrancesco La Mura
				Art Unit	3625
				Examiner Name	Nicholas D. Rosen
Sheet	2	of	2	Attorney Docket Number	23050-09085

**U.S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. ¹	Document No. Number – Kind Code ² (if known)	Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
	A26	US-6,676,521B1	01-13-2004	La Mura et al.

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Foreign Patent Document Country Code ³ – Number ⁴ Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	T ⁶
	B1	WO 00/37154	06-29-2000	Klayh	
	B2	JP20000200311A	07-18-2000	Sato	

OTHER REFERENCES – NON-PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T ⁶
	C-1	VANDERPORTEN, BRUCE, "Strategic Behavior in Pooled Condominium Auctions," January 1992, Journal of Urban Economics, Vol. 31, No. 1, page 123.	
	C-2	"New Jersey and Maryland Hotel Property Included in Sealed Bid Sale on April 16," February 18, 1993, PR Newswire Association, Inc.	
	C-3	"Firm Being Investigated for Misrepresentation," September 4, 1994, St. Petersburg Times by Associated Press.	
	C-4	"PCS Auctions: Ready or Not, Here They Come," November 1, 1994, America's Network, p. 34.	
	C-5	"Lufthansa Flying High with Korea; German Airlines Began Working Here 30 Years Ago," September 14, 1998, Korea Herald	
	C-6	"From PR Newswire 800-682-9599/To Business and Retailing Editors," March 4, 1999, PR Newswire, pg. 8694.	
	C-7	"Yahoo! Introduces Auctions Express Program; New Automated Services Helps Heavy Volume Sellers Sell More on the Web," June 21, 1999, Business Wire	
	C-8	TEATHER, DAVID, "Branson Hopes to Buy One2One Out of Mobile Phone Venture," January 12, 2000, The Guardian. Source World Reporter.	

Examiner Signature		Date Considered	
--------------------	--	-----------------	--

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609.

Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.